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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

HATE Application of:

Dario NERI et al.

Serial No.: 10/821,930

Group Art Unit: 1614

Filed: 12 April 2004

Examiner: Unknown

For: SPECIFIC BINDING MOLECULES FOR SCINTIGRAPHY, CONJUGATES CONTAINING THEM AND THERAPEUTIC METHOD FOR TREATMENT OF ANGIOGENESIS

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

| \boxtimes | | Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed: | | | | |
|-------------|---|---|--|--|--|--|
| | | within three months of the filing date of a national application other than a CPA under § 1.53(d); | | | | |
| | | within three months of the actual filing date of the national phase of a PCT application; OR | | | | |
| | \boxtimes | before the mailing of a first substantive office action (including after filing of an RCE). | | | | |
| | Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the perio specified in 37 C.F.R. § 1.97(b), but before the mailing date of: | | | | | |
| | | a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and | | | | |

| | | is accompanied by: | | | | | | | |
|---------|-------------|--|--|--|--|--|--|--|--|
| | · | | the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR | | | | | | |
| | | | a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p). | | | | | | |
| | | r 37 C.F.R. § 1.97(d), this information disclosure statement is filed after the mailing of the following actions which have not been withdrawn: | | | | | | | |
| | | a final | action under 37 C.F.R. § 1.113; | | | | | | |
| | | termin | ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); | | | | | | |
| | | OR a r | notice of allowance under 37 C.F.R. § 1.311; | | | | | | |
| | AND i | is filed on or before payment of the issue fee; AND is accompanied by: | | | | | | | |
| | | the statement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee o \$180.00 under 37 C.F.R. § 1.17(p). | | | | | | | |
| Statem | ents Ur | nder 37 | C.F.R. 1.97(e) | | | | | | |
| | | | Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or | | | | | | |
| | | | No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement. | | | | | | |
| Cited 1 | Materia | <u>ls</u> | | | | | | | |
| | | Copies of materials listed but not attached were cited in benefit (35 U.S.C. § 12 ancestor application Serial No. <u>09/512,082</u> , on Form 892 by the Examiner and/Form 1449 by the applicant; see 37 C.F.R. § 1.98(d). | | | | | | | |
| | | Copies of materials listed but not attached were cited in an international report dated | | | | | | | |
| | | Not required by 37 CFR § 1.98. | | | | | | | |
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| Non-E | nglish I | Language References | | | | |
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| | | An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s). | | | | |
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Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969

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Attorney Docket No.: ELLIS-0002-P02-C01

Date: August 15, 2005

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PTO/SB/08A (08-00)

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Substitute for form 1449A/PTO Complete if Known **Application Number** 10/821,930 INFORMATION DISCLOSURE 12 April 2004 Filing Date STATEMENT BY APPLICANT First Named Inventor Dario NERI et al. Group Art Unit 1614 (use as many sheets as necessary) Examiner Name Unknown Sheet of ELLIS-0002-P02-C01 Attorney Docket Number

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|------------------------|-----------|---------------------|------------------------|--|---|
| Examiner Initials * | Cite No.1 | U.S. Patent Documen | kind Code ² | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY |
| | 1 | 4,894,326 | | MATSUURA et al. | 01-16-1990 |
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